

UNITED STATES DEPARTMENT OF JUSTICE
OFFICE OF THE UNITED STATES TRUSTEE
ANDREW R. VARA
UNITED STATES TRUSTEE, REGIONS 3 & 9
Jeffrey M. Sponder, Esq.
Lauren Bielskie, Esq.
One Newark Center, Suite 2100
Newark, NJ 07102
Telephone: (973) 645-3014
Fax: (973) 645-5993
E-mail: jeffrey.m.sponder@usdoj.gov
lauren.bielskie@usdoj.gov

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

In re	:	Chapter 11
LTL Management, LLC,	:	Case No. 23-12825 (MBK)
Debtor.	:	Honorable Michael B. Kaplan, Chief Judge
	:	

**APPELLEE UNITED STATES TRUSTEE'S DESIGNATION OF ADDITIONAL ITEMS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Andrew R. Vara, the United States Trustee for Regions 3 and 9, Appellee in this appeal, designates pursuant to Fed. R. Bankr. P. 8009(a)(2) the following additional items to be included in the record on the Ad Hoc Committee of Supporting Counsel's appeal (D.N.J. Case No. 23-17597) of this Court's August 11, 2023, *Order (I) Dismissing Debtor's Chapter 11 Petition Pursuant to 11 U.S.C. § 1112(b); (II) Establishing Procedures With Respect to Requests for Compensation; and (III) Granting Related Relief* (Docket Entry 1211). The designation of a docket entry number constitutes the designation of all documents included within that docket entry and all exhibits thereto.

As an initial matter, the United States Trustee designates all documents and exhibits referenced in the *Joint Stipulation and Agreed Order Regarding the Admission of Exhibits and Deposition Designations in Connection With Motion to Dismiss Hearing* (Docket Entry 1100)—

which LTL and the Ad Hoc Committee of Supporting Counsel designated as an item to be included in the record in their appeals (Docket Entries 1328, 1329, and 1388)—because those documents comprise the evidentiary record before the bankruptcy court as agreed upon by the parties to the order that is the subject of this appeal.

In addition, the United States Trustee designates the following specific docket entries:

Items to be included from Bankr. Case No. 23-12825 (MBK):

Docket No.	Date	Description
N/A		Case Docket for Bankr. D.N.J. Case No. 23-12825 (MBK)
79	4/10/23	Informational Brief of the Ad Hoc Committee of Certain Talc Claimants Regarding Second Bankruptcy Filing by LTL Management, LLC
97	4/10/23	MRHFM's Statement Against LTL Management's Second Bankruptcy Petition and Joinder to Informational Brief of the Ad Hoc Committee of Certain Talc Claimants
126	4/12/23	Transcript of April 11, 2023, Hearing
162	4/14/23	Notice of Appointment of Official Committee of Talc Claimants
253	4/20/23	Initial Statement of Ad Hoc Committee of Supporting Talc Claimants
286	4/24/23	Motion of the Official Committee of Talc Claimants to Dismiss Second Bankruptcy Petition of LTL Management, LLC
335	4/27/23	Ad Hoc Group of Mesothelioma Claimants' Motion to Dismiss the Second Bankruptcy Petition of LTL Management
346	4/28/23	Motion to Dismiss of Paul Crouch, Individually and as Executor <i>ad Prosequendum</i> of the Estate of Cynthia Crouch
350	4/28/23	Motion of the Ad Hoc Committee of States Holding Consumer Protection Claims to Dismiss Chapter 11 Case
352	4/28/23	Mesothelioma Claimants' Joinder to Motion of the Official Committee of Talc Claimants to Dismiss the Second Bankruptcy Petition of LTL Management, LLC
358	4/28/23	MRHFM's Plaintiffs' Motion to Dismiss the Second Bankruptcy Petition of LTL Management, LLC
379	5/1/23	Motion of the United States Trustee to Dismiss Case Pursuant to 11 U.S.C. § 1112(b)

384	5/1/23	Motion of Arnold & Itkin, on Behalf of Certain Talc Claimants, to Dismiss Chapter 11 Case
416	5/4/23	Transcript of May 4, 2023, Hearing
418	5/4/23	Periodic Report Regarding Value, Operations and Profitability of Entities in Which the Debtor's Estate Holds a Substantial or Controlling Interest
451	5/5/23	Statement of Financial Affairs
473	5/9/23	Joinder of Motions to Dismiss by Georgia State Court Claimants Represented by the Barnes Law Group, LLC
477	5/10/23	Transcript of May 9, 2023, Hearing
480	5/10/23	Motion of the State of New Mexico and the State of Mississippi to Dismiss the Second Bankruptcy Petition of LTL Management LLC for Cause, Pursuant to Section 1112(b) of the United States Bankruptcy Code (11 U.S.C. § 101, <i>et seq.</i>), and Joinder in Motions to Dismiss Filed by Certain Other Parties
526	5/15/23	Disclosure Statement
537	5/17/23	Transcript of May 16, 2023, Hearing
570	5/22/23	Chapter 11 Monthly Operating Report for the Month Ending 4/30/23
613	5/26/23	Omnibus Objection of the Ad Hoc Committee of Supporting Counsel to Motions to Dismiss
614	5/26/23	Debtor's Omnibus Objection to Motions to Dismiss Chapter 11 Case
641	5/31/23	Transcript of May 30, 2023, Hearing
700	6/5/23	Transcript of June 2, 2023, Hearing
782	6/14/23	Transcript of June 13, 2023, Hearing
845	6/21/23	Chapter 11 Monthly Operating Report for the Month Ending 5/31/23
852	6/22/23	Evidentiary Stipulation for Hearing on the Motions to Dismiss Debtor's Bankruptcy Case
854	6/22/23	Reply in Support of Motion of Arnold & Itkin, on Behalf of Certain Talc Claimants, to Dismiss Chapter 11 Case
855	6/22/23	MRHFM's Reply in Support of Motion to Dismiss LTL Management's Second Bankruptcy Petition

856	6/22/23	Declaration of Laura Davis Jones in Support of Reply in Support of Motion of Arnold & Itkin, on Behalf of Certain Talc Claimants, to Dismiss Chapter 11 Case
857	6/22/23	Reply in Support of Motion of the Official Committee of Talc Claimants to Dismiss Second Bankruptcy Petition of LTL Management, LLC
862	6/22/23	Reply of the United States Trustee to (i) Debtor's Omnibus Objection to Motions to Dismiss Chapter 11 Case and (ii) Omnibus Objection of the Ad Hoc Committee of Supporting Counsel to Motions to Dismiss
863	6/22/23	The Ad Hoc Committee of States Holding Consumer Protection Claims' Reply in Support of its Motion to Dismiss Chapter 11 Case
866	6/22/23	Ad Hoc Group of Mesothelioma Claimants' Joinder to Motion to Dismiss the Second Bankruptcy Petition of LTL Management and Reply in Support of Motion Filed by the Official Committee of Talc Claimants
872	6/22/23	The State of New Mexico and the State of Mississippi's (i) Memorandum of Law in Reply to Debtor's Omnibus Opposition to Motions to Dismiss the Debtor's Second Bankruptcy Petition; (ii) Joinder in Replies to Debtor's Opposition by Certain Other Parties; and (iii) Statement in Lieu of Opening Argument
900	6/26/23	Omnibus Response of Ad Hoc Committee of Supporting Counsel to Replies in Support of Motions to Dismiss
906	6/26/23	Debtor's Sur-Reply in Further Support of Omnibus Objection to Motions to Dismiss Chapter 11 Case
907	6/26/23	Official Committee of Talc Claimants' Exhibit List for Hearing on the Motions to Dismiss Debtor's Bankruptcy Case
914	6/26/23	Debtor's Exhibit List for Hearing on the Motions to Dismiss Debtor's Bankruptcy Case
924	6/27/23	Debtor's First Amended Exhibit List for Hearing on the Motions to Dismiss Debtor's Bankruptcy Case
929	6/28/23	Official Committee of Talc Claimants' First Amended Exhibit Index
944	6/29/23	Official Committee of Talc Claimants' Second Amended Exhibit Index
955	6/30/23	Joint Stipulation Regarding the Admission of Certain Evidence at Trial
1008	7/11/23	Revised Exhibit M to Amended Plan – Trust Distribution Procedures

1009	7/11/23	Amended Disclosure Statement
1067	7/19/23	Proposed Findings of Fact and Conclusions of Law in Support of Motion to Dismiss of Paul Crouch, Individually and as Executor <i>ad Prosequendum</i> of the Estate of Cynthia Crouch
1068	7/19/23	MRHFM's Plaintiff's Proposed Findings of Fact and Conclusions of Law in Support of Their Motion to Dismiss the Second Bankruptcy Petition of LTL Management LLC
1069	7/19/23	Post-Hearing Memorandum of Law of the States of New Mexico and Mississippi in Further Support of Their Motion to Dismiss Debtor's Second Bankruptcy Petition
1070	7/19/23	Ad Hoc Group of Mesothelioma Claimants' Proposed Findings of Fact and Conclusions of Law in Support of Their Motion to Dismiss the Second Bankruptcy Petition of LTL Management
1071	7/19/23	Post-Trial Brief in Support of Motion of Arnold & Itkin, on Behalf of Certain Talc Claimants, to Dismiss Chapter 11 Case
1073	7/19/23	Proposed Findings of Fact and Conclusions of Law After Trial on Motions to Dismiss Chapter 11 Case Submitted by the Ad Hoc Committee of States Holding Consumer Protection Claims
1075	7/19/23	The Official Committee of Talc Claimants' Proposed Findings of Fact and Conclusions of Law in Support of its Motion to Dismiss the Second Bankruptcy Petition of LTL Management LLC
1078	7/19/23	United States Trustee's Proposed Findings of Fact and Conclusions of Law in Support of the Motion of the United States Trustee to Dismiss Case Pursuant to 11 U.S.C. § 1112(b)
1080	7/19/23	Ad Hoc Committee of Supporting Counsel's Joinder to Debtor's Proposed Findings of Fact and Conclusions of Law Regarding Motions to Dismiss Chapter 11 Case
1094	7/21/23	Chapter 11 Monthly Operating Report for the Month Ending 6/30/23
1148	8/3/23	Transcript of August 2, 2023, Hearing
1306	9/5/23	Notice of Appeal Filed by Ad Hoc Committee of Supporting Counsel
1328	9/7/23	Debtor's Statement of Issues on Appeal and Designation of Items to be Included in the Record on Appeal as to Dismissal Opinion and Order
1329	9/7/23	Debtor's Statement of Issues on Appeal and Designation of Items to be Included in the Record on Appeal as to Dismissal Opinion and Order

Items to be included from Adv. Pro. No. 23-01092 (MBK):

Docket No.	Date	Description
N/A		Case Docket for Bankr. D.N.J. Adv. Pro. No. 23-01092 (MBK)
66	4/19/23	Debtor's Exhibit List
67	4/19/23	Debtor's Deposition Designations
71	4/20/23	Official Committee of Talc Claimants' Notice of Submission of Evidence
117	5/5/23	Notice of Motion of the Estate of Melissa Fleming to Dismiss Case Pursuant to 11 U.S.C. § 112(B) [sic]
118	5/5/23	Notice of Motion of Robert Gendelman, Executor of the Estate of Sherri Gendelman to Dismiss Case Pursuant to 11 U.S.C. § 112(B) [sic]
185	6/16/23	Debtor's Reply in Support of Motion (I) to Extend and Modify the Preliminary Injunction Order and (II) For Confirmation That Successor Liability Actions Are Subject to the Automatic Stay

Items to be included from Bankr. Case No. 21-30589 (MBK):

Docket No.	Date	Description
N/A		Case Docket for Bankr. D.N.J. Case No. 21-30589 (MBK)

Items to be included from Adv. Pro. No. 21-03032 (MBK):

Docket No.	Date	Description
N/A		Case Docket for Bankr. D.N.J. Adv. Pro. No. 21-03032 (MBK)

Respectfully submitted,

ANDREW R. VARA
UNITED STATES TRUSTEE
REGIONS 3 & 9

By: /s/ Jeffrey M. Sponder
Jeffrey M. Sponder
Trial Attorney

Lauren Bielskie
Trial Attorney
United States Department of Justice
Office of the United States Trustee
One Newark Center, Suite 2100
Newark, NJ 07102

-and-

Linda Richenderfer
Trial Attorney
United States Department of Justice
Office of the United States Trustee
J. Caleb Boggs Federal Building
844 King Street, Suite 2207, Lockbox 35
Wilmington, DE 19801
(302) 573-6491 (Phone)
linda.richenderfer@usdoj.gov

Dated: September 29, 2023